

**NORTHERN SIERRA AIR QUALITY MANAGEMENT DISTRICT
RESOLUTION #2018-01**

In the Matter of proposed adoption of an evaluation of adequacy of Reasonably Available Control Technology (RACT) for the 2008 ozone standard and Negative Declarations for Control Techniques Guidelines (CTGs) covering bulk gasoline plants, the oil and natural gas industry, storage of petroleum products in fixed-roof tanks and other CTGs for the Western Nevada County Federal Ozone Nonattainment Area in partial fulfillment of requirements under the federal Clean Air Act as amended in 1990:

Whereas, the federal Clean Air Act requires major sources of ozone precursor pollutants, and certain categories of non-major sources, in ozone nonattainment areas to implement control methods considered to meet RACT; and

Whereas, the Northern Sierra Air Quality Management District (NSAQMD) has determined that there are no existing or anticipated major stationary sources (sources that emit or have the potential to emit 50 tons or more per year) of NO_x or VOCs in the Western Nevada County Ozone Nonattainment Area; and

Whereas, the NSAQMD declares, to the best of its knowledge and following a publicly noticed public hearing, that there are no existing or anticipated sources in the Western Nevada County federal ozone Nonattainment Area to which the *Control Techniques Guidelines for the Oil and Natural Gas Industry* (EPA-453/B-16-001 2016/10); *Control of Volatile Organic Emissions from Bulk Gasoline Plants* (EPA-450/2-77-035 1977/12) or *Control of Volatile Organic Emissions from Storage of Petroleum Liquids in Fixed-Roof Tanks* (EPA-450/2-77-036 1977/12) apply; and

Whereas, the NSAQMD declares, to the best of its knowledge and following a publicly noticed public hearing, that RACT requirements relative to the 2008 Ozone NAAQS are satisfied by existing Rules 214 (for *Design Criteria for Stage I Vapor Control Systems - Gasoline Service Stations*, November 1975 and *Control of Volatile Organic Compound Leaks from Gasoline Tank Trucks and Vapor Collection Systems*, EPA-450/2-78-051, December 1978), 215 (for *Technical Guidance – Stage II Vapor Recovery Systems for Control of Vehicle Refueling Emissions at Gasoline Dispensing Facilities*, EPA-450/3-91-022a&b, November 1991), 227 (for *Control of Volatile Organic Compounds from Use of Cutback Asphalt*, EPA-450/2-77-037, December 1977) and 228 (for *Control of Volatile Organic Emissions from Existing Stationary Sources, Volume VI: Surface Coating of Miscellaneous Metal Parts and Products*, EPA-450/2-78-015, June 1978 and *Control Techniques Guidelines for Miscellaneous Metal and Plastic Parts Coatings*, EPA 453/R-08-003, September 2008); and

Whereas, the NSAQMD declares, to the best of its knowledge and following a publicly noticed public hearing, that there are no sources in the Western Nevada County Ozone Nonattainment Area subject to the CTGs listed as negative declarations in the accompanying RACT SIP Revision. The District further declares that all negative declarations listed are current, adequate and applicable for the 2008 Ozone NAAQS.

Whereas, the NSAQMD declares that RACT shall be implemented, consistent with legal requirements, for any new or discovered major sources of ozone precursors and any sources which are determined to be subject to any of the CTGs for which negative declarations are now being or have been adopted in the Western Nevada County Ozone Nonattainment Area.

Whereas, Section 15308 of the CEQA Guidelines provide that actions taken by regulatory agencies as

authorized by state law to assure the maintenance, restoration, or enhancement of the environment where the regulatory process involves procedures for protection of the environment, are categorically exempt from CEQA review (Class 8 Categorical Exemption), and

Whereas, the accompanying RACT SIP Revision has undergone a 30-day public review period, and a public hearing has been held providing for and considering all written and oral comments and testimony submitted during the public review period and at said hearing.

Now, therefore, be it resolved and ordered by the Northern Sierra Air Quality Management District Board of Directors that the *Reasonably Available Control Technology (RACT) State Implementation Plan (SIP) Revision for the Western Nevada County 8-Hour Ozone Nonattainment Area: Evaluation of Adequacy for 2008 Ozone National Ambient Air Quality Standards and Negative Declarations for Control Techniques Guidelines for Bulk Gasoline Plants; the Oil and Natural Gas Industry; Storage of Petroleum Products in fixed-Roof Tanks; and other CTGs* is hereby adopted.

On a motion by Supervisor Scofield, and seconded by Supervisor Anderson, the foregoing resolution was approved and adopted by the Board of Directors of the Northern Sierra Air Quality Management District at a regular meeting held March 26, 2018 by the following roll call vote:

Ayes:

Noes:

Absent:

Abstaining:

Approve:  3/26/2018
Chair, NSAQMD Board of Directors

Attest: 
Gretchen Bennitt, Air Pollution Control Officer and Clerk of the Board